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<b>TRANSMITTAL FORM</b>  <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/830,005	<b>RECEIVED</b> <b>CENTRAL FAX CENTER</b>  <b>DEC 18 2003</b> <b>OFFICIAL</b>
	Filing Date	April 21, 2001	
	First Named Inventor	Phillip G. Spaniol, et al.	
	Art Unit	3852	
	Examiner Name	Janice Lee Krizek	
Total Number of Pages in This Submission	3	Attorney Docket Number	FT0002R

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavit/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks  Transmittal Form - 1 page. Reply - 2 pages.		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm or Individual name	Kevin D. Kaschke	
Signature	<i>Kevin D. Kaschke</i>	
Date	December 18, 2003	

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Typed or printed name	Kevin D. Kaschke		
Signature	<i>Kevin D. Kaschke</i>	Date	December 18, 2003

This collection of information is required by 37 CFR 1.6. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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#12  
12/22/03  
#12NATIONAL PATENT APPLICATION  
IN THE UNITED STATES PCT RECEIVING OFFICERECEIVED  
CENTRAL FAX CENTER

DEC 18 2003

OFFICIAL

*Examiner:* Janice Lee Krizek  
(703) 308-2026 (ph), (703) 872-9326 (fx)

*Applicants:* Phillip G. Spaniol, Steven J. Spaniol and Kevin D. Kaschke

*Intl. Appl. No.:* PCT/US98/18376 *Docket No.:* FT0002R

*Intl. Filing Date:* 23 October 1998 *Priority Date:* None

*Nat'l. Appln. No.:* 09/830,005 *Group Art Unit:* 3652

*Nat'l. Filing Date:* 21 April 2001

*Entitled:* Agricultural Bale Accumulator And Method Therefor

Farm Technology, L.L.C.  
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December 18, 2003

**Response**  
**Election of Species under 37 C.F.R. 1.499**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Commissioner:

Responsive to the Office Action dated November 18, 2003 for the above-identified patent application, the Applicants hereby submit the following response.

The Applicants hereby submit herewith a transmittal form including a Certificate of Transmission/Mailing, and this election of species letter.

In the present Office Action, the Examiner states that the application contains Group I (claims 1-35) and Group II (claims 36-60), which are not so linked as to form a single general inventive concept under PCT Rule 13.1. The Examiner further states that, in accordance with 37 CFR 1.499, the Applicants are required to elect a single invention to which the claims must be restricted, by electing a single species and by identifying the claims readable on the elected species.

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Responsive to the Examiner's request, the Applicants hereby identify the elected species, A', as shown in figure 125, as well as in figures 126, 127, and 128, and as described in the present application, for example, on pages 100 – 111. The present application shall be restricted, without prejudice, to the claims of Group 1 (claims 1-35), which are readable on the elected species. A' - FIG. 125.

The present response is being sent by facsimile to the central official facsimile number at 703-872-9306, as stated on the Office Action, on December 18, 2003, which is within the shortened statutory period for reply of one month from November 18, 2003.

The present response does not require a fee.

Any inquiry related to the present response should be communicated to Kevin D. Kaschke at the phone number listed below.

Respectfully submitted,  
Phillip G. Spaniol et al.

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